

# **MINUTES**

## **CIVIL SERVICE COMMISSION MEETING**

**Wednesday, February 20, 2013 at 9:30 a.m.**

522 Kenneth Hahn Hall of Administration  
Los Angeles, California 90012

### **9:30 A.M. CLOSED SESSION**

**Consideration of the appointment, employment, evaluation of performance, discipline, or dismissal of public employees pursuant to Government Code Section 54957, for the positions listed below.**

CONVENED THE MEETING AT 9:31 A.M. AND WENT INTO CLOSED SESSION AT 9:32 A.M.

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### **10:00 A.M. AGENDA**

RECONVENED THE MEETING AT 10:06 A.M.

COMMISSIONERS PRESENT: ADKINS, FELTON, FOX, MARTINEZ  
COMMISSIONER ABSENT: KAHWAJIAN

Minutes of the meeting of Wednesday, February 13, 2013, for approval  
APPROVED.

Consideration of Consent Calendar  
APPROVED.

Unfinished Business

1. *Petition of **GREGORY HALE** for a hearing on his **discharge**, effective August 18, 2010, from the position of Public Works Maintenance Worker, Department of Public Works, **Case No. 10-388**.*  
OVERRULED THE PETITIONER'S OBJECTIONS. THE COMMISSION ADOPTED AS ITS FINAL DECISION THE FINDING OF THE HEARING OFFICER, JAN STIGLITZ, BUT REJECTED THE RECOMMENDATION AND CORRECTED CONCLUSION OF LAW 3 TO READ: "THE DEPARTMENT HAS SUSTAINED ITS BURDEN OF PROOF THAT HALE WAS INSUBORDINATE TOWARDS HIS SUPERVISOR ON THE MORNING OF AUGUST 12, 2009." STRUCK THE SECOND CONCLUSION OF LAW 3 AND CONCLUSION OF LAW 4. NEW CONCLUSION OF LAW 4 READS: "IN LIGHT OF THE PREVIOUS DISCIPLINARY HISTORY THE DISCHARGE IS THE APPROPRIATE DISCIPLINE." THE DEPARTMENT IS SUSTAINED.
  
2. *Petition of **S. LOU MARTINEZ** for a hearing on his thirty (30) day **suspension**, effective June 11, 2012, from the position of Senior Typist Clerk, Internal Services Department, **Case No. 12-194**.*  
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION BASED ON A SETTLEMENT. HEARING CANCELLED.
  
3. *Petition of **ROBERT MOJICA** for a hearing on his **suspension** not to exceed thirty (30) days pending investigation, effective April 6, 2011, from the position of Grounds Maintenance Worker II, Department of Parks and Recreation, **Case No. 11-158**.*  
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION BASED ON RESOLUTION. HEARING CANCELLED.
  
4. *Amended petition of **STEVEN IPSEN** for a hearing on his **performance evaluation** in the position of Deputy District Attorney IV, District Attorney's Office, **Case No. 12-196**.*  
DENIED.

New Business

5. *Petition of **MICHAEL ETTER** for a hearing on his ten (10) day **suspension**, effective January 6, 2013, from the position of Grounds Maintenance Worker I, Department of Parks and Recreation, **Case No. 12-394**.*  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
  
6. *Petition of **LYNSHINA GRAY** for a hearing on her ten (10) day **suspension**, effective December 17, 2012, from the position of Intermediate Typist Clerk, Department of Public Social Services, **Case No. 12-401**.*  
CONTINUED AT THE REQUEST OF LISA POMPA, LOCAL 721.
  
7. *Petition of **LORETTA SUTTON** for a hearing on her twenty (20) day **suspension**, effective January 7, 2013, from the position of Senior Typist Clerk, Department of Parks and Recreation, **Case No. 12-397**.*  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
  
8. *Petition of **JUAN BOHORQUEZ** for a hearing on his **discharge**, effective December 10, 2012, from the position of Eligibility Worker II, Department of Public Social Services, **Case No. 12-396**.*  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
  
9. *Petition of **MURDIS LATOYA BOSTON** for a hearing on her **discharge**, effective November 20, 2012, from the position of Mental Health Services Coordinator II, Department of Mental Health, **Case No. 12-393**.*  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
  
10. *Petition of **ROBERT HUGGINS** for a hearing on his **discharge**, effective December 7, 2012, from the position of Intermediate Clerk, Registrar-Recorder/County Clerk, **Case No. 12-398**.*  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

New Business (continued)

11. *Petition of **DALLAS PITTER** for a hearing on her **discharge**, effective December 5, 2012, from the position of Physician Assistant, Department of Health Services, LAC+USC Medical Center, based on his claim of a Civil Service Rule 25 violation, **Case No. 12-390**.*  
CONTINUED AT THE REQUEST OF JED SMITH, REPRESENTATIVE FOR THE PETITIONER.
12. *Petition of **KENNETH P. ERLICH** for a hearing on the Director of Personnel's denial of his appeal of the **Appraisal of Promotability score** received in the examination for Head Deputy Public Defender, **Case No. 12-374**.*  
CONTINUED AT THE REQUEST OF THE PETITIONER IN ORDER FOR HIM TO BE PRESENT.
13. *Petition of **ROSALIA GODINA** for a hearing on the Director of Personnel's denial of her appeal of the **Appraisal of Promotability score** received in the examination for Human Services Administrator I, **Case No. 12-372**.*  
HEARING DENIED.
14. *Petition of **DAVID PIVAZIAN** for a hearing on the Director of Personnel's denial of his appeal of the **Appraisal of Promotability score** received in the examination for Human Services Administrator II, **Case No. 12-383**.*  
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION.
15. *Petition of **LAURA SMITH** for a hearing on the Director of Personnel's denial of her appeal of the **Rating from Records score** received in the examination for Civil Engineer, **Case No. 12-380**.*  
HEARING DENIED. (NO ONE APPEARED FOR THE PETITIONER.)

Miscellaneous

16. Opportunity for members of the public to address the Commission on items of interest that are within the subject matter jurisdiction of the Commission.  
NO PUBLIC COMMENTS.

ADJOURNED TO CLOSED SESSION AT 10:43 A.M.

## CLOSED SESSION

Consideration of confidential peace officer appeals pursuant to Copley Press.

### Unfinished Business

17. *Petitioner's request for a hearing on his **discharge**, effective December 21, 2011, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 11-399.***  
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, SAMUEL REYES, TO SUSTAIN THE DEPARTMENT.
18. *Petitioner's request for a hearing on her **reassignment** in the position of Deputy Probation Officer II, Probation Department, based on her claim of a Civil Service Rule 25 violation, **Case No. 12-329.***  
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION BASED ON RESOLUTION.

### New Business

19. *Petitioner's request for a hearing on his twenty (20) day **suspension**, effective December 3, 2012, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 12-395.***  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
20. *Petitioner's request for a hearing on his **suspension** not to exceed thirty (30) days following judgment of a criminal matter, effective December 14, 2012, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 12-400.***  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED. TO BE SCHEDULED AFTER COMPLETION OF THE CRIMINAL MATTER.
21. *Petitioner's request for a hearing on his **suspension** not to exceed thirty (30) days following judgment of a criminal matter, effective August 16, 2012, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 12-402.***  
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED. TO BE SCHEDULED AFTER COMPLETION OF THE CRIMINAL MATTER.

**CLOSED SESSION (continued)**

New Business (continued)

22. *Petitioner's request for a hearing on the Director of Personnel's denial of her appeal of the **Appraisal of Promotability score** and **Rating from Records score** received in the examination for Deputy Probation Officer II (Residential Treatment/Detention Services), **Case No. 12-376.***

CONTINUED TO THE MEETING OF MARCH 13, 2013, FOR FURTHER REVIEW BY THE DEPARTMENT OF THE RATING FROM RECORDS. (AUTHORIZED THE EXECUTIVE DIRECTOR TO RECEIVE AND FILE A LETTER OF WITHDRAWAL).

ADJOURNED CLOSED SESSION AND RECONVENED THE MEETING AT 11:35 A.M.

READ INTO THE RECORD AN ACCOUNTING OF ACTIONS TAKEN DURING CLOSED SESSION.

ADJOURNED THE MEETING AT 11:36 A.M.

Legal Advisor:  
Lester J. Tolnai

Head Civil Service Commission:  
Steve Cheng

Head Commission Specialist:  
Steve Erickson

APPROVED BY THE CIVIL SERVICE  
COMMISSION ON FEBRUARY 27, 2013



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Lawrence D. Crocker  
Executive Director

